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*Attorneys for Defendant Tezos Stiftung*

UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

BRUCE MACDONALD, Individually and on  
 Behalf of All Others Similarly Situated,

Plaintiff,

v.

DYNAMIC LEDGER SOLUTIONS, INC., a  
 Delaware corporation, TEZOS STIFTUNG, a  
 Swiss Foundation, KATHLEEN BREITMAN,  
 an Individual, ARTHUR BREITMAN, an  
 Individual, TIMOTHY COOK DRAPER, an  
 individual, DRAPER ASSOCIATES,  
 JOHANN GEVERS, DIEGO PONZ, GUIDO  
 SCHMITZ-KRUMMACHER, BITCOIN  
 SUISSE AG, NIKLAS NIKOLAJSSEN and  
 DOES 1-100, INCLUSIVE,

Defendants.

Case No. 3:17-cv-07095-RS

**JOINT STIPULATION AND  
 [PROPOSED] ORDER EXTENDING  
 TIME TO RESPOND TO THE  
 COMPLAINT TO COORDINATE WITH  
 RELATED CASES**

Pursuant to Local Rules 6-2 and 7-12, Plaintiff and Defendants Dynamic Ledger Solutions, Inc. (“DLS”), Tezos Stiftung (the “Foundation”), Kathleen Breitman, Arthur Breitman (together, the “Breitmans”), Timothy Draper, Draper Associates V Crypto LLC (together, “Draper”), Johann Gevers, Diego Olivier Fernandez Pons, Bitcoin Suisse AG, and Niklas Nikolajsen (collectively, “Defendants,” and, together with Plaintiff, the “Appearing Parties”), through their counsel, submit the following Joint Stipulation and [Proposed] Order Extending Time to Respond to the Complaint:

WHEREAS, Plaintiff commenced the above-captioned action (the “Instant Action”) on December 13, 2017;

WHEREAS, on December 14, 2017, the Instant Action was deemed related to the action entitled *GGCC, LLC v. Dynamic Ledger Solutions, Inc.*, 3:17-cv-06779 [ECF No. 6], which itself had been deemed related to *Okusko v. Dynamic Ledger Solutions, Inc.*, 17-cv-06829 [GGCC, ECF No. 11] (together, the “Related Actions”) and motions are pending to consolidate or coordinate;

WHEREAS, by stipulation and Order, Defendants’ deadline to answer, move to dismiss, or otherwise respond to the complaint in the Instant Action is currently March 6, 2018 [ECF Nos. 47, 49, 54];

WHEREAS, the current deadline for the defendants in the Related Actions to answer, move to dismiss, or otherwise respond to the complaints is 30 days after the Court appoints a lead plaintiff and lead counsel therein, and lead plaintiff files and serves a consolidated complaint or notice stating that lead plaintiff designates a previously filed complaint as operative [GGCC, ECF Nos. 21, 66; *Okusko*, ECF Nos. 18, 25, 38];

WHEREAS, lead plaintiff applications have been filed in the *GGCC* action, with various parties taking differing positions on the appointment of lead plaintiff, the appointment of lead plaintiffs’ counsel, and consolidation of various actions;

WHEREAS, the Foundation, Johann Gevers, Diego Olivier Fernandez Pons, Bitcoin Suisse AG, and Niklas Nikolajsen do not consent to, and in fact contest, the Court’s exercise of personal jurisdiction over them as well as the propriety of venue of this action;

WHEREAS, all Defendants anticipate moving to dismiss any operative complaint in the Instant Action and, to the extent that they are named therein, the Related Actions;

1 WHEREAS, the Appearing Parties agree that, regardless of how the Court rules on the  
2 motions regarding appointment of lead plaintiff, lead plaintiffs' counsel, and for consolidation, it  
3 would be appropriate to brief motions to dismiss in all actions on one schedule;

4 NOW, THEREFORE, in consideration of the foregoing and in the interest of judicial  
5 economy and good cause shown, the Appearing Parties stipulate, subject to the approval of the  
6 Court, the following:

- 7 1. The deadline for Defendants to answer, move to dismiss or otherwise respond to the  
8 Complaint shall be 30 days after the Court appoints a lead plaintiff and lead counsel in  
9 the Related Actions, and lead plaintiff files and serves a consolidated complaint or a  
10 notice stating that lead plaintiff designates a previously filed complaint as operative, or  
11 as otherwise ordered by the Court in the Related Actions.
- 12 2. Nothing in this stipulation constitutes a waiver by Plaintiff of any right to seek any  
13 discovery or by any Defendant of its rights to object to or oppose any such application  
14 for discovery.
- 15 3. Nothing in this stipulation constitutes a waiver by any Defendant of any defenses.
- 16 4. Nothing in this stipulation shall prejudice the right of any party to seek further  
17 extensions on the consent of the other parties or from the Court.

18 **IT IS SO STIPULATED.**

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1 Dated: February 15, 2018

Respectfully Submitted,

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18 *Attorneys for Defendants*  
19 *Bitcoin Suisse AG and Niklas Nikolajsen*

20 **FILER'S ATTESTATION**

21 Pursuant to Local Rule 5-1(i)(3), I, Neal A. Potischman, attest that concurrence in filing this  
22 document has been obtained from the other signatories.

23 Dated: February 15, 2018

24 /s/ Neal A. Potischman

25 Neal A. Potischman

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27 PURSUANT TO STIPULATION, IT IS SO ORDERED.

28 Date: \_\_\_\_\_

HONORABLE RICHARD SEEBORG  
U.S. DISTRICT JUDGE